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Attorney for Plaintiff,
SHARON LEMKE

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

SHARON LEMKE,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 2:23-cv-00698-JDP

STIPULATION AND ~~PROPOSED~~ ORDER
FOR MODIFICATION OF SCHEDULING
ORDER [ECF No. 4]

Subject to the approval and any further orders of the Court, the parties, by and through counsel of record, stipulate and agree that the scheduling order for Social Security cases in this action [ECF No. 4] should be modified. Plaintiff's time to move for summary judgment should be extended from 10/26/2023 to 12/26/2023, all other deadlines to be determined by reference to the Court's scheduling order, and that good cause supports the extension of time.

This is Plaintiff's fourth request for modification of the scheduling order. Good cause supporting the extension of the filing deadline includes the administrative record is unusually large, exceeding 2260 pages, such that it has been more difficult to read and review the voluminous record. It was originally anticipated completion by 10/26/2023, but now Counsel estimates being only 75% complete in review and drafting. Counsel now believes an additional sixty (60 days) is needed to be able to complete Plaintiff's motion for summary judgment to the professional standards of the Court, as of the date of this stipulation, despite diligence in new drafting. The one month civil trial previously scheduled to commence November 14, 2023 has

now been moved to January 2024.

This request is made jointly in good faith, without dilatory motive, and not for purposes of undue delay or to prejudice the interest of any party.

SO STIPULATED AND AGREED, September 26, 2023

WEEMS LAW OFFICES

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United States Attorney
MATHEW W. PILE,
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/s/Robert C. Weems

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Attorney for Plaintiff


By: /s/ Franco L. Becia

FRANCO L. BECIA
Sp. Asst. U.S. Attorney,
Attorney for Defendant
(per email authorization)

~~PROPOSED~~ ORDER

IT IS SO ORDERED.

Dated: November 1, 2023


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE